

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant:

Avrahan Shekalim et al.

Serial No.: 09/982,853

Filed: Oct. 22, 2001

For: Method And Device For Detecting  
Malfunction In Gravity Fed Intravenous  
Delivery System



§ Group Art Unit: 3763

§ Attorney  
§ Docket: 2472/2

Commissioner of Patents and Trademarks  
Alexandria, Virginia 22313-1450

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NOV 03 2004  
TECHNOLOGY CENTER R3700

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Sir:

This is in response to the United States Patent and Trademark Office Notice of Abandonment mailed October 13, 2004, in which it was indicated that the Applicant has failed to timely file corrected drawings.

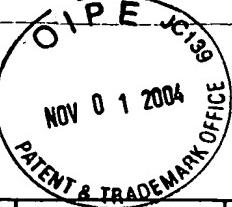
Applicant hereby clarifies that Formal Drawings were timely filed. Enclosed herein is a true copy of the transmission filed August 23, 2003, and a copy of USPTO Mail Room stamp verifying filing date.

In view of the above, the Notice of Abandonment should be withdrawn.

Respectfully submitted,

  
\_\_\_\_\_  
Mark M. Friedman  
Attorney for Applicant  
Registration No. 33,883

Date: October 28, 2004



UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
09/982,853			

EXAMINER

ART UNIT

PAPER NUMBER

DATE MAILED:

**NOTICE OF ABANDONMENT**

This application is abandoned in view of:

- Applicant's failure to timely file a proper reply to the Office letter mailed on \_\_\_\_\_.
- A reply (with Certificate of Mailing or Transmission of \_\_\_\_\_) was received on \_\_\_\_\_ which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
- A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 to the final rejection.  
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
- A reply was received on \_\_\_\_\_, but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in the last box below).
- No reply has been received.
- Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
- The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85)(or Notice of Publication Fee Due).
- The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required, by 37 CFR 1.18(d) is \$\_\_\_\_\_.
- The issue fee and publication fee, if applicable, have not been received.
- Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTOL-37).
- Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
- No corrected drawings have been received.
- The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all the applicants.
- The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon filing of a continuing application.
- The decision by the Board of Patent Appeals and Interferences rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
- The reason(s) below: \_\_\_\_\_

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant: §  
Avraham Shekalim § Notice of Allowance  
Serial No.: 09/982,853 § Dated: February 23, 2004  
Filed: October 22, 2001 § Group Art Unit: 3763  
Title: METHOD AND DEVICE FOR DETECTNG §  
MALFUNCTION IN GRAVITY FED § Attorney's  
INTRAVENOUS DELIVERY SYSTEM § Docket: 2472/2  
Examiner: Lina R. Kontos §

Tyron Johnson  
Office of Patent Publishing  
Commissioner of Patents and Trademarks  
Alexandria, Virginia 22313

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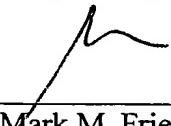
LETTER TO OFFICIAL DRAFTSMAN

Sir:

In response to the United States Patent and Trademark Notice Regarding Drawings mailed June 23, 2004, which response is being made on or before August 23, 2004:

We enclose herein a new set of Formal Drawings (7 sheets) for the above-identified patent application.

Respectfully submitted,

  
\_\_\_\_\_  
Mark M. Friedman  
Attorney for Applicant  
Registration No. 33,883

Date: August 19, 2004

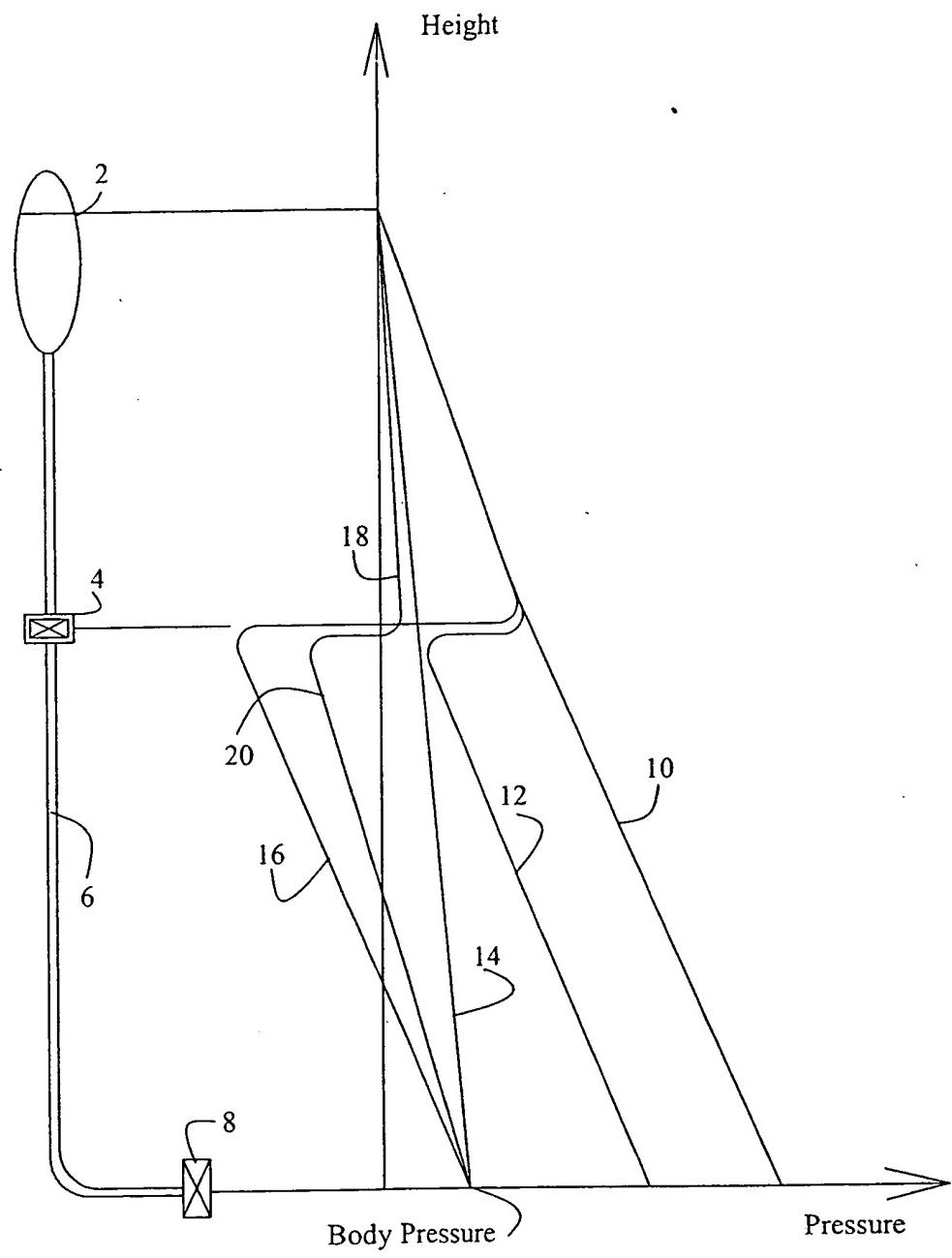


FIG. 1

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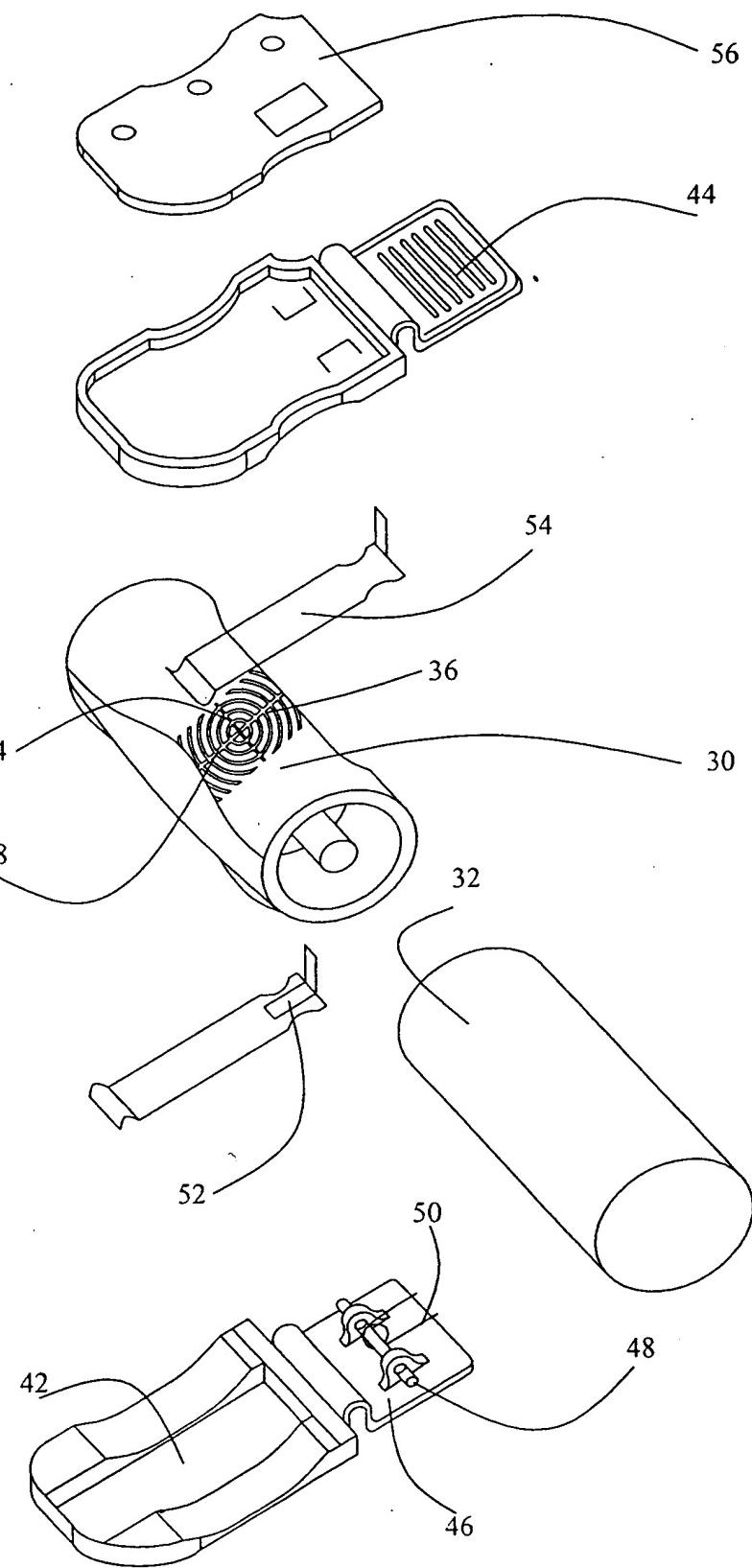


FIG. 2

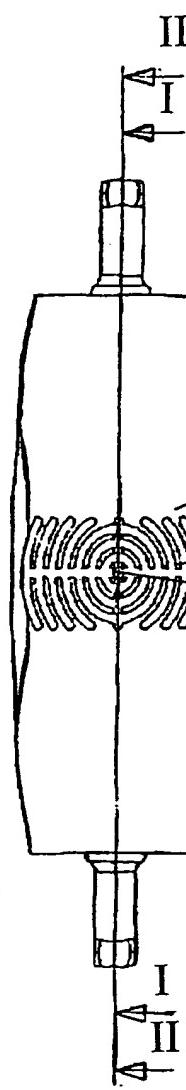


FIG.3a

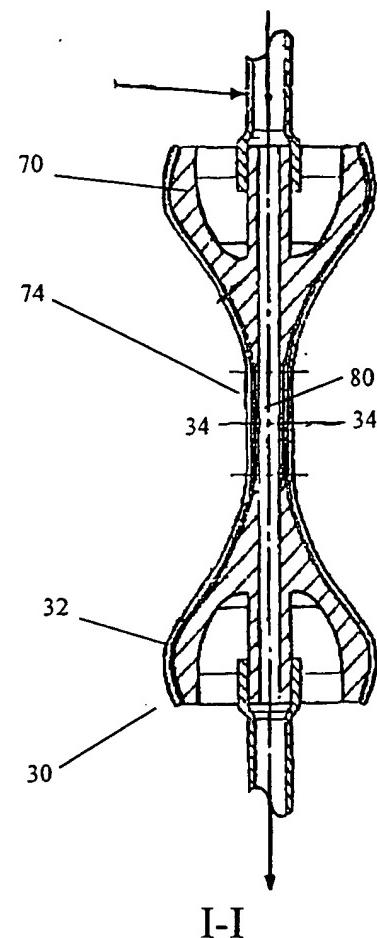


FIG 3b

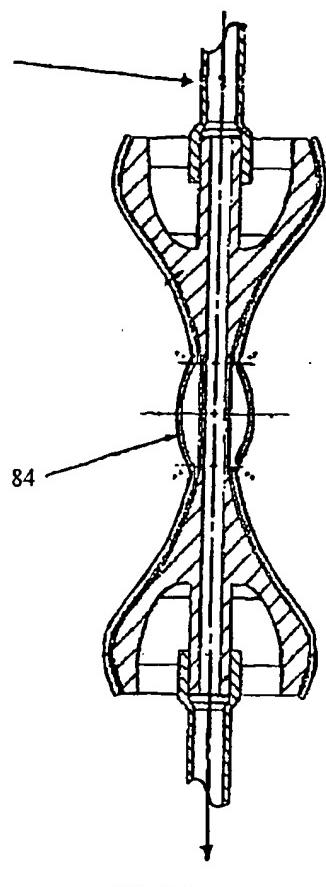


FIG. 3c

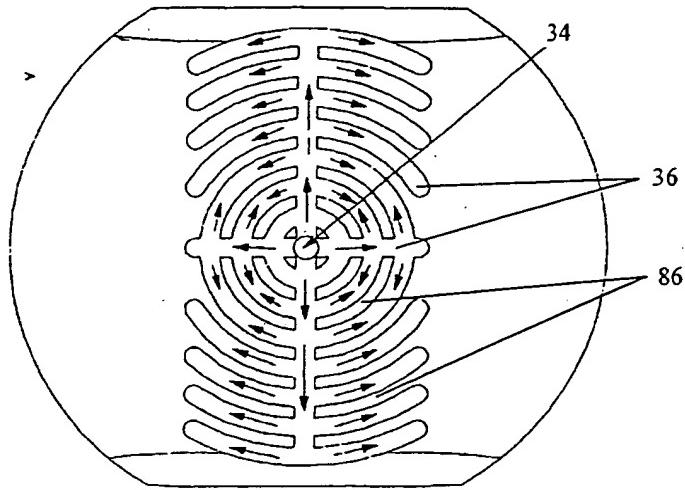
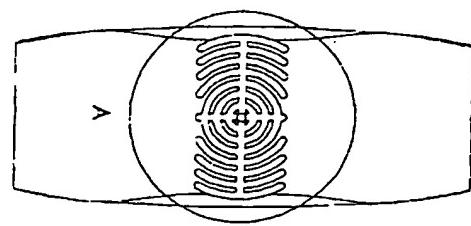


FIG. 4

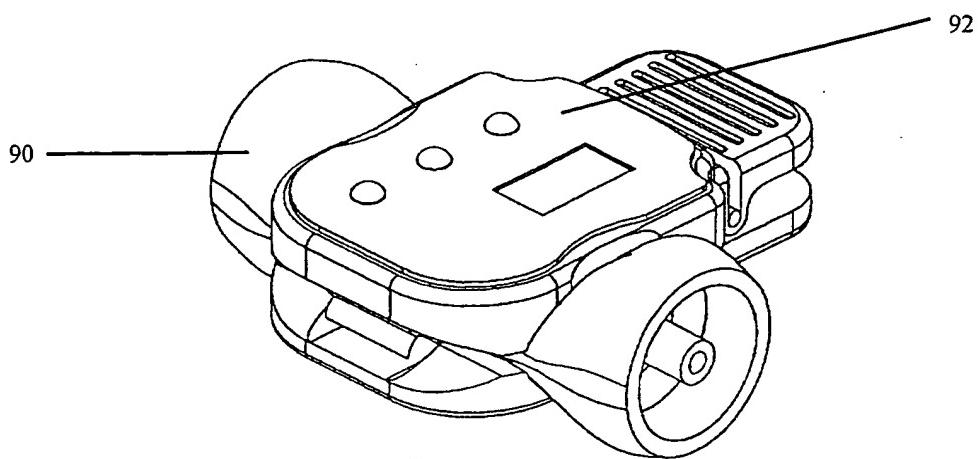


FIG. 5

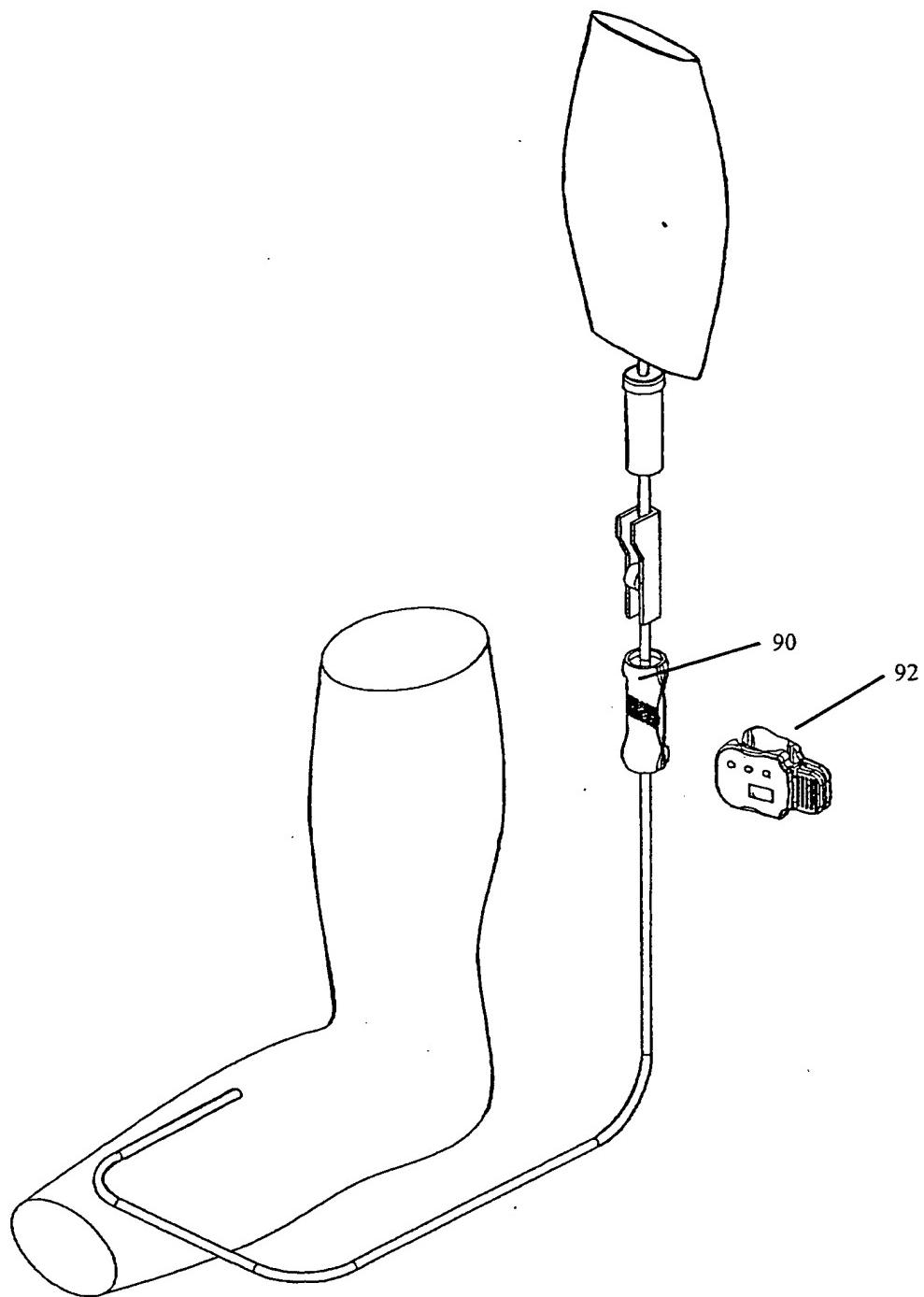


FIG. 6

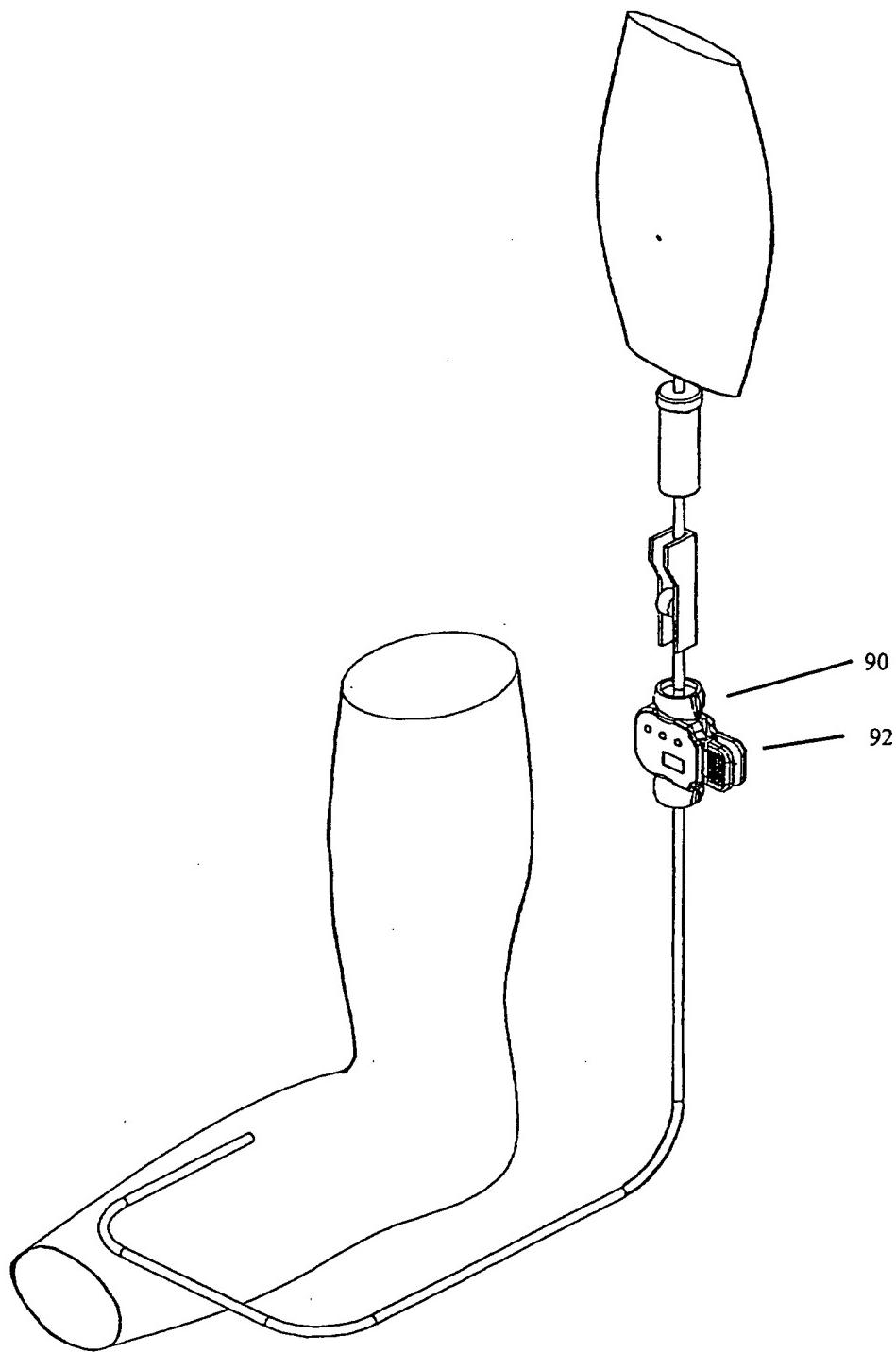


FIG. 7

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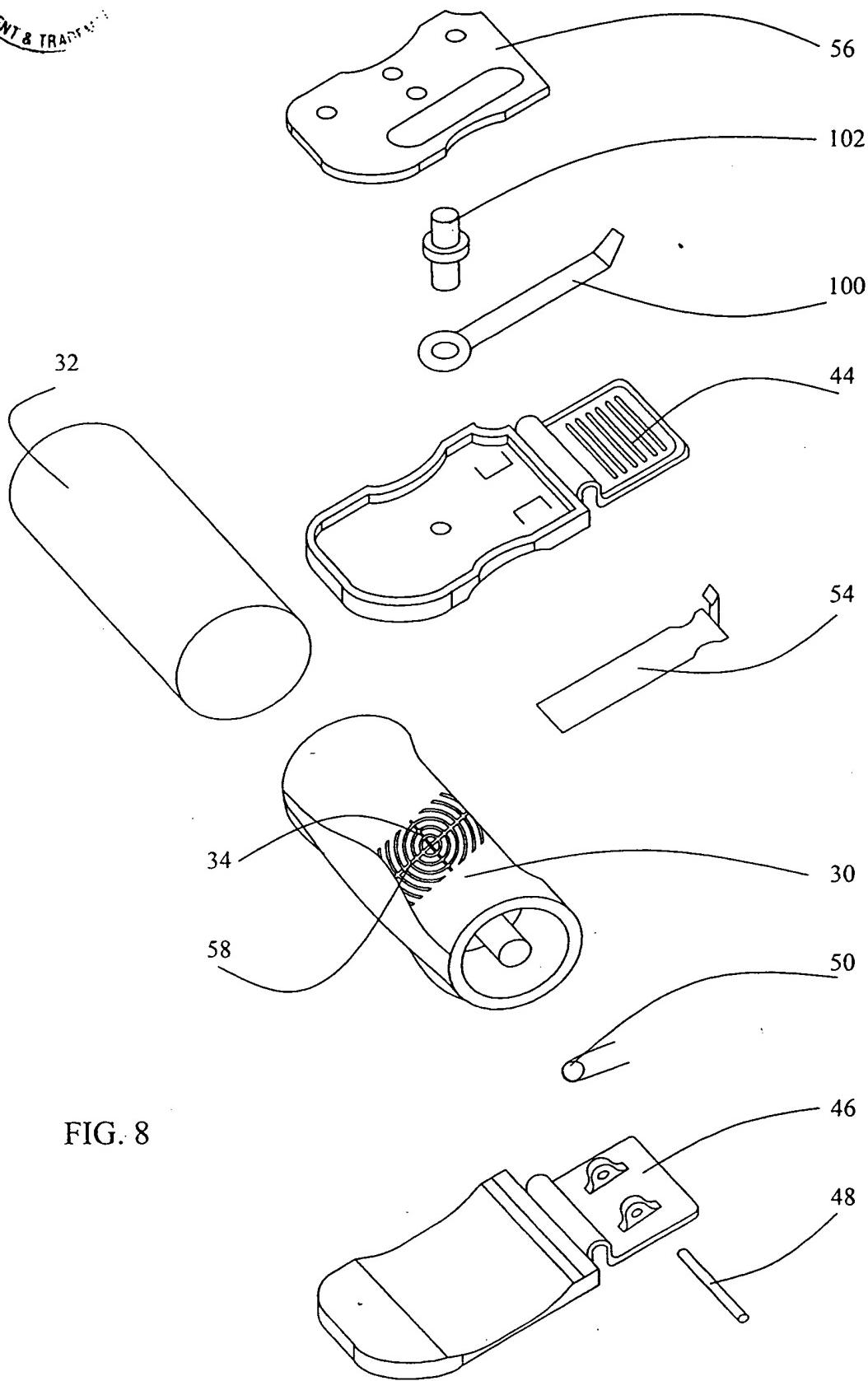


FIG. 8



**APPLICANT:** SHEKALIM

**DOCKET NO.** 2472/2

**FOR:** **METHOD AND DEVICE FOR DETECTING  
MALFUNCTION IN GRAVITY FED  
INTRAVENOUS DELIVERY SYSTEM**

**FILED:** **OCT 22 2001**

**SERIAL NO:** **09/982,853**

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**Receipt of the following application papers is evidenced hereon by  
the official stamp of the U.S. Patent & Trademark Office:**

**FORMAL DRAWINGS**